

CHEA - U.S. Patent Appln. No. 09/584,094
Attorney Docket No.: 081831-0258174 - Amendment Under §1.116-

REMARKS

Reconsideration and the timely allowance of the pending claims, in view of the following remarks, are respectfully requested.

In the Final Office Action of December 21, 2005, the Examiner rejected claims 14-18, under 35 U.S.C. §112, ¶1, as allegedly failing to comply with the written description requirement.

Applicant and Counsel thank the Examiner for the courtesies extended during our recent teleconference.

Applicant traverses the rejections of claims 14-18, under §112, ¶1, for the reasons presented below.

As acknowledged by the Examiner, during the teleconference, the teachings of Chea '001 (U.S. Patent No. 6,823,001), the contents of which were incorporated by reference in the instant application, fully and clearly support the claim amendments submitted in the Amendment filed on November 29, 2005.

Applicant submits that the originally-filed instant application, properly and timely incorporated by reference, under 37 C.F.R. §1.57, the application issuing as the Chea '001 patent. With this said, however, and in accordance with the Examiner's suggestions, Applicant has amended the instant Specification to explicitly identify the Chea '001 patent. Applicant submits that no new matter has been introduced.

Accordingly, by virtue of the proper incorporation by reference and the supporting disclosure provided thereby, Applicant respectfully requests the withdrawal of the rejection of claims 14-18, under §112, ¶1.

All matters having been addressed and in view of the foregoing, Applicant respectfully request the entry of this Amendment, the Examiner's reconsideration of this application, and the immediate allowance of pending claims 14-18.

- 5 -

400079314v1
400338099v1

CHEA -- U.S. Patent Appln. No. 09/584,094

Attorney Docket No.: 081831-0258174

- Amendment Under §1.116-

Applicant submits that the entry of this Amendment is proper under 37 C.F.R. §1.116, as the claim changes: (a) place the application in condition for allowance for the reasons discussed herein; (b) do not require any further consideration as the changes incorporate, in one form or another, features that should have been already searched; and (c) places the application in better form for an Appeal, should an Appeal be necessary.

Applicant's Counsel remains ready to assist the Examiner in any way to facilitate and expedite the prosecution of this matter. If any point remains in issue which the Examiner feels may be best resolved through a personal or telephone interview, please contact the Undersigned at the telephone number listed below.

Please charge any fees associated with the submission of this paper to Deposit Account Number 033975. The Commissioner for Patents is also authorized to credit any over payments to the above-referenced Deposit Account.

Respectfully submitted,

PILLSBURY WINTHROP
SHAW PITTMAN LLP



E. R. HERNANDEZ
Reg. No. 47,641
Tel. No. 703 770.7788
Fax No. 703.770.7901

Date: March 20, 2006
P.O. Box 10500
McLean, VA 22102
(703) 770-7900